THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.29068 OF 1995

DATED 15th NOVEMBER, 2006

BETWEEN

Santinadipi Bhima

… Petitioner

and

The District Collector, Adilabad District at Adilabad, Andhra Pradesh and another.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.29068 OF 1995

ORDER:

The petitioner alleges that he is the owner of land admeasuring Ac.0.31 guntas in survey Nos.505 and 508 situated at Anantpet village, Nirmal Taluq and Adilabad District. When the said land is sought to be acquired, he filed W.P.No.519 of 1983 before this Court and the same was allowed by order, dated 13.12.1985. The petitioner has been in possession of the land since time immemorial. When he applied for certified copies of Pahani for the year 1993-1994, second respondent issued a Memo No.Record/183/95, dated 12.07.1995 stating that the said land is the Government Land. Aggrieved by which, present writ petition is filed.

The learned counsel for the petitioner placed reliance on the decision of this Court in **K.Pedda Jangaiah v Mandal Revenue Officer**[1] and an unreported judgment in W.P.No.21401 of 1998, dated 04.08.1998 in support of the contention that a person interested in any land can obtain certified copies of the village or revenue records pertaining to such land. The learned Assistant Government Pleader for Revenue (General-T) opposes the writ petition contending that as the land belongs to the Government, Pahanies are not regularly prepared, and therefore, the impugned memo is justified.

In Telangana Revenue Law parlance "Pahani Patrika" is annual village account register prepared by the competent village officer containing survey numbers, extents, cultivation particulars, name of pattadar, names of persons who are in actual occupation of the land and other columns. Therefore, when the land is registered as Government land or assessed waste dry land or Government poramboke land, the pahanies for each year are not ordinarily prepared. In that view of the matter, unless and until such pahanies are available in respect of the Government land, no infirmity can be found in the impugned memo. Therefore, if Pahani for 1993-1994 is available, the respondent may consider giving copies to the petitioner. The petitioner is given liberty to approach the Mandal Revenue Officer

for obtaining certified copies of Pahanies.

The writ petition, with the above observations, is accordingly disposed of. No costs.

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(V.V.S.RAO,J)

15.11.2006.
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[1] 1995 (3) ALD 1050